THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.9581 of 2007

Date:01.05.2007

Between:

Allankanapalli Harijan Labour Contract Cooperative Society Limited.

PETITIONER

AND

The Rajiv Gandhi Institute of Medical Sciences and others.

---------RESPONDENTS

ORDER:

The petitioner was awarded a contract for supply of manpower for maintenance of District Head Quarter Hospitals, Kadapa on 30.09.2005, by inviting tenders. Later on, the hospital was upgraded to Rajiv Gandhi Institute of Medical Sciences, the first respondent herein. Since the steps taken by the respondents for award of outsourcing contract did not fructify, the contract in favour of the petitioner was being extended from time to time. The grievance of the petitioner is that the respondents are trying to discontinue it and taking steps to assign the contract in favour of the third parties.

Heard the learned counsel for the petitioner and the learned Government Pleader for Medical and Health.

In W.P.No.21233 of 2007, this Court dealt with the matter relating to award of outsourcing contract for supply of manpower to the first respondent. Through a judgment, dated 10.04.2007, this Court allowed the writ petition. A further direction was issued to the effect that it shall be open to the first respondent to continue the existing arrangement or to make any alternative arrangement,

till the contract is awarded in favour of any other persons, for supply of manpower for the entire institute. It needs to be observed that the subject matter of the said writ petition was the supply of about 333 employees, whereas the contract awarded to the petitioner was in relation to 25 persons.

The contract awarded in favour of the petitioner had expired long ago. It was being extended from time to time on *ad hoc* basis. The petitioner cannot insist that it alone must be continued, till the arrangement for the entire institute is made. Further, the liberty of the first respondent to make its own arrangement was very much respected by this Court. Therefore, the grievance pointed out by the petitioner cannot be said to be genuine. The petitioner can participate in any tenders, that may be issued by the respondents, for award of sanitation contract.

Hence, the writ petition is disposed of, leaving it open to the first respondent to make its own arrangement and in the process, it shall consider the case of the petitioner along with other eligible applicants.

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01.05.2007

Note: Issue c.c. in one week.
(B/o)
kdl